

THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

DAVID J. CATANZARO,

Plaintiff,

VS.

WALMART STORES, INC.,  
WALMART.COM;  
and DOES 1 THROUGH 50

Defendants.

Case No. 3:22-cv-01754

JUDGE MALACHY E.  
MANNION

**FILED  
SCRANTON**

JUL 05 2023

PER

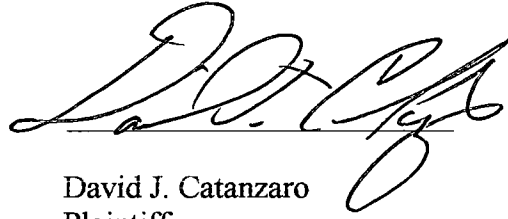
AWD  
DEPUTY CLERK

JURY TRIAL DEMANDED

**NOTICE TO THE COURT**

Plaintiff David J. Catanzaro and Defendants Walmart Stores, Inc. and Walmart.com (“Walmart” or “Defendant”), Entered into an extension of time to allow Walmart to answer, move or otherwise respond to the complaint. The Deadline for the Defendant to respond was by June 9<sup>th</sup> 2023. The order was granted on May 15<sup>th</sup> (**Doc.21**). On June 9<sup>th</sup> by Phone, Defendant initiated an additional 5 day extension to come to terms with Plaintiff. Plaintiff agreed to allow Walmart an additional Five day extension with the further hope of reaching resolution (please refer to Exhibit “A”). Plaintiff has extended himself way past the June 9<sup>th</sup> deadline with the hope of trying to come to a resolution with Walmart, just to be delayed and further delayed. During a phone call on 7-5-23 Plaintiff agreed to further hold off filling a Default Judgment against Walmart until after business day 7-7-23

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'D. Catanzaro', written over a horizontal line.

David J. Catanzaro  
Plaintiff *pro se*  
286 Upper Powderly Street  
Carbondale, PA 18407  
Phone: (570) 936-9262  
E-mail: [davidjosephus@aol.com](mailto:davidjosephus@aol.com)

# **EXHIBIT A**

**From:** [davidjosephus@aol.com](mailto:davidjosephus@aol.com) <[davidjosephus@aol.com](mailto:davidjosephus@aol.com)>  
**Sent:** Friday, June 9, 2023 2:26 PM  
**To:** Holleman, Todd A. <[hollemant@millerjohnson.com](mailto:hollemant@millerjohnson.com)>  
**Subject:** Re: Report

**\*\* Ensure you trust and expect email from "davidjosephus@aol.com" before clicking links/attachments \*\***  
Todd,

I'm looking forward to your reply per our conversation on Wednesday.

Thanks,  
David

-----Original Message-----

**From:** Holleman, Todd A. <[hollemant@millerjohnson.com](mailto:hollemant@millerjohnson.com)>  
**To:** [davidjosephus@aol.com](mailto:davidjosephus@aol.com) <[davidjosephus@aol.com](mailto:davidjosephus@aol.com)>  
**Sent:** Fri, Jun 9, 2023 3:08 pm  
**Subject:** RE: Report

Thank you David. I am waiting for a response from my client, but I think the person I need to speak to has already left for the weekend, and I did not hear yet.

I trust that we have a short extension our existing extension and I can get back to you Monday.

Todd

**From:** [davidjosephus@aol.com](mailto:davidjosephus@aol.com) <[davidjosephus@aol.com](mailto:davidjosephus@aol.com)>  
**Sent:** Friday, June 9, 2023 3:17 PM  
**To:** Holleman, Todd A. <[hollemant@millerjohnson.com](mailto:hollemant@millerjohnson.com)>  
**Subject:** Re: Report

Yes. Thanks

**CERTIFICATE OF SERVICE**

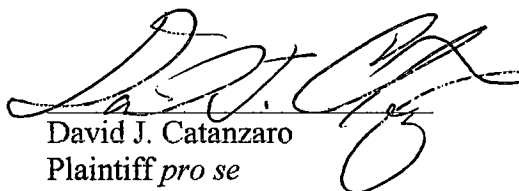
I, David J. Catanzaro Plantif *Pro Se*, here by Certify that I have served a true and correct copy of the forgoing Notice To The Court by way of the Clerk through the court's Electronic Filing System and as follows:

Attorney for Walmart, Inc. & Walmart.com

MILLER JOHNSON

Todd A. Hollerman (*pro hac vice impending*)  
409 E. Jefferson Avenue, 5<sup>th</sup> Floor  
Detroit, Michigan 48226

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'David J. Catanzaro', is written over a horizontal line.

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Plaintiff *pro se*  
286 Upper Powderly Street  
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